IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.281 OF 2004

Shri.Jyotiram Maruti Pawar ...Applicant
(orig.Opponent)

vs.

Sou.Manisha Jyotiram Pawar and Anr ...Respondents

Mr.R.S.Kate, for Applicant.

Mr.A.S.Gadkari, Addl.P.P.for State-Respondent no.2.

CORAM: A.M.Khanwilkar, J.

DATED: 23rd September,2004

P.C.:-

. Criminal Revision application no.281 of 2004 taken on board forthwith for admission by consent. Heard Counsel for the applicant. The main argument canvassed before me is that the Respondent's wife had deserted her husband and that fact has been established from the record. If it is so, the wife is not entitled for any maintenance. This submission clearly overlooks the dictum of Apex Court which has been referred to by the Revisional Court in Paragraph no.12 of its judgement. No fault can be found with the said view taken by the Court below. As no other argument is canvassed, the application is devoid of any merits. Hence, dismissed.

23.9.2004 (A.M.Khanwilkar,J)